



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.co.mo.md.us/council](http://www.co.mo.md.us/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office to obtain current information.*

*This meeting will be televised live on Channel 6; repeated on 3/15/02 at 8 pm and 3/16/02 at 9 am*

### Monday, March 11, 2002

- (1) 12:30-1:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Bialek)

### Tuesday, March 12, 2002

- (2) 8:30-9:30 **Biannual Meeting** with Washington Suburban Sanitary Commission (Levchenko)  
6th floor Council Conference Room

9:45 **INVOCATION** - Chaplain Edco Bailey, Shady Grove Adventist Hospital

9:50 **GENERAL BUSINESS**

- A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Action** - Approval of Minutes: February 11 and February 26, 2002 (Edgar)

- (3) 9:55 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental Appropriation to the County Government's FY02 Operating Budget, Department of Environmental Protection - \$447,460 to implement billing system for Water Quality Protection Charge (Source: General Fund Undesignated Reserves) (Levchenko)  
*T&E Committee worksession is tentatively scheduled for 4/1/02 at 2:00 pm;*  
*Public Hearing is scheduled for 4/2/02 at 1:30 pm.*
- B. **Introduction** - Supplemental Appropriation to the MCPS FY02 Capital Budget and amendment to FY01-06 Capital Improvements Program - \$6,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)  
*ED Committee worksession is tentatively scheduled for 3/18/02 at 2:00 pm;*  
*Public Hearing/Action is scheduled for 4/2/02 at 1:30 pm.*
- C. **Introduction** - Supplemental Appropriation to the County Government's FY02 Operating Budget, Economic Development Fund - \$1,000,000 for emergency financial assistance to private companies affected by terrorist attack (Source: General Fund Reserves) (Ferber)  
*Public Hearing is scheduled for 4/2/02 at 1:30 pm.*

(3) 9:55 **CONSENT CALENDAR** (continued)

D. **Introduction** - Supplemental Appropriation to the County Government's FY02 Operating Budget, Conference and Visitor's Bureau - \$293,370 to implement sales campaign and distribute Hotel/Motel Tax revenues collected in FY01 (Source: General Fund Undesignated Reserves) (Ferber)  
*Public Hearing is scheduled for 4/2/02 at 1:30 pm.*

E. **Introduction** - Resolution to authorize issuance of Parking Lot District revenue refunding bonds (Sherer)

(4) 10:00 **ACTION** - Confirmation of County Executive's appointment of Assistant Chief, Department of Police: John King (Ferber)

(5) 10:05 **ACTION** - Special Appropriation to the County Government's FY02 Operating Budget, DHHS - \$520,000 for State bond bill match for Community Services for Autistic Adults and Children (CSAAC) (Source: General Fund) (McGuire)

10:10 **DISTRICT COUNCIL SESSION**

(6) A. **Action** - Request for Withdrawal without Prejudice - Local Map Amendment G-793 (Wilson)

(7) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation of Local Map Amendment: (Wilson)  
**Application No:** G-788  
**Applicant:** I.O. Limited Partnership, LLP (Stanley D. Abrams, Attorney)  
**Request:** Reclassification from O-M/R-200 Zone to C-3 (Optional Method) Zone  
**Property:** Southeast Quadrant of the intersection of relocated Md. Route 118 and Bowman Mill Drive, Germantown (1.60 +/- acres; 9th Election District)  
**Recommendations:** Planning Staff: Deny  
Planning Board: Deny  
Hearing Examiner: Deny

10:40 **LEGISLATIVE SESSION** Day #8

A. Approval of Legislative Journal (Edgar)

B. Introduction of Bills

C. Call of Bills for Final Reading

(8) • **Bill 47-01**, Impact Tax - Amendments (Faden)  
*MFP Committee recommendations will be available 3/7/02.*

(9) • **Bill 45-01**, Storm Water Management - Requirements (Faden)  
*T&E Committee recommends approval with amendments.*

11:30 **WORKSESSION - FY03-08 Capital Improvements Program:**

(10) • Parks PHED (Michaelson)

(11) • Recreation (Sherer)

12:15 **RECESS**

- (12) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to County Government's FY02 Operating Budget, Montgomery County Fire and Rescue Services - \$30,000 for replacement of a support vehicle (Source: State Grant funds) (Davidson)  
*PS Committee recommends approval.*

- (13) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY02 Operating Budget, Department of Public Works and Transportation, Division of Facilities and Services (DFS) - \$1,711,480 for Lease and Build-out at 255 Rockville Pike (Source: General Fund Undesignated Reserves) (Sherer)  
*T&E Committee recommendation not yet available.*

1:45 **WORKSESSION - FY03-08 Capital Improvements Program:**

- |      |   |        |                      |
|------|---|--------|----------------------|
| (14) | • Correction and Rehabilitation         | PS     | (McMillan)           |
| (15) | • Police                                |        | (McMillan)           |
| (16) | • Fire and Rescue/Police joint projects |        | (McMillan/Levchenko) |
| (17) | • Fire and Rescue                       |        | (Davidson/Levchenko) |
| (18) | • Public Safety 2000                    | PS/MFP | (McMillan/Trombka)   |
|      | • Conservation of Natural Resources     | T&E    |                      |
| (19) | - agricultural land preservation        |        | (Ferber)             |
| (20) | - storm drains, stormwater management   |        | (Hughes)             |

3:00 **ADJOURN**

- 3:05 **PROPOSED CLOSED SESSION** to consult with counsel to obtain legal advice, pursuant to Maryland Code, State Government Article, §10-508 (a)(7). Topic is solid waste issues. (6th Floor Council Conference Room) (Trombka/Faden)

**COUNCIL MEETINGS**

**Note: See the IN COMMITTEE for a listing of the Committee meetings currently scheduled.**

Mar. 18, 2002	12:30 p.m.	State Legislation
Mar. 19, 2002	8:30 a.m.	Council Session - Council CIP Worksession
Mar. 21, 2002	7:30 p.m.	Meeting with Maryland Municipal League
Mar. 25, 2002	12:30 p.m.	State Legislation
Mar. 26, 2002	8:30 a.m.	Council Session - Council CIP Worksession
April 1, 2002	12:30 p.m.	State Legislation
April 2, 2002	9:00 a.m.	Regular Session - Legislative Session
April 9, 2002	9:00 a.m.	Regular Session
April 16, 2002	9:00 a.m.	Regular Session - Legislative Session
April 23, 2002	9:00 a.m.	Regular Session
April 30, 2002	9:00 a.m.	Regular Session

## PUBLIC HEARINGS

### March 19, 2002

- 1:30 pm Supplemental Appropriation and amendment to County Government's FY02 Capital Budget and FY01-06 Capital Improvements Program, Department of Public Works and Transportation - \$4,526,000 for Glen Echo Park (Source: Federal Aid and G.O. Bonds)
- 1:30 pm Supplemental Appropriation and amendment to County Government's FY02 Capital Budget and FY01-06 Capital Improvements Program, Department of Recreation - \$246,000 for Fairland Community Recreation Center (Source: Program Open Space)
- 1:30 pm Supplemental Appropriation and amendment to County Government's FY02 Capital Budget and FY01-06 Capital Improvements Program, Department of Public Works and Transportation - \$100,000 for Strathmore Hall Arts Center (Source: Contribution from Strathmore Hall Foundation)

### March 26, 2002

- 7:30 pm **Bill 5-02**, Procurement - Service Contracts - Wage Requirements

### April 2, 2002

- 1:30 pm Department of Permitting Services - Sunset - Repeal: **Emergency Bill 4-02**; Zoning Text Amendment 02-02; Subdivision Regulation Amendment 02-1; and Amendment to Historic Resources Preservation Ordinance
- 1:30 pm Kemp Mill Sectional Map Amendment (G-795)
- 1:30 pm Supplemental Appropriation to the County Government's FY02 Operating Budget, Department of Environmental Protection - \$447,460 to implement billing system for Water Quality Protection Charge (Source: General Fund Undesignated Reserves)
- 1:30 pm Supplemental Appropriation to the County Government's FY02 Operating Budget - \$10,000,000 for Future Federal/State/Other Grants (Source: state/federal and other revenues)
- 1:30 pm Supplemental Appropriation to the County Government's FY02 Operating Budget, Economic Development Fund - \$1,000,000 for emergency financial assistance to private companies affected by terrorist attack (Source: General Fund Reserves)
- 1:30 pm Supplemental Appropriation to the County Government's FY02 Operating Budget, Conference and Visitor's Bureau - \$293,370 to implement sales campaign and distribute Hotel/Motel Tax revenues collected in FY01 (Source: General Fund Undesignated Reserves)
- 1:30 pm Supplemental Appropriation to the MCPS FY02 Capital Budget and amendment to FY01-06 Capital Improvements Program - \$6,000,000 for Relocatable Classrooms (Source: Current Revenue)

### April 4, 2002

- 7:00 pm FY03 Operating Budget

### April 8, 2002

- 7:00 pm FY03 Operating Budget - Montgomery County Public Schools

### April 9, 2002

- 1:30 pm **Bill 6-02**, Telecommunications Facility Coordination - Fees and ZTA 02-03, Telecommunications Facilities - Special Exceptions
- 1:30 pm Zoning Text Amendment 02-03, Telecommunications Facilities - Special Exceptions
- 7:00 pm FY03 Operating Budget

### April 10, 2002

- 1:30 pm FY03 Operating Budget
- 7:00 pm FY03 Operating Budget



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**The following appointments were received from the County Executive and are tentatively scheduled for interview on March 19, 2002:**

**Alcoholic Beverages Advisory Board:** Cecile Roesch-Giannangeli

**Board of Social Services:** Mita Banerjee

**Historic Preservation Commission:** Steven Breslin; Lynne B. Watkins; Kimberly Prothro Williams; Lisa P. Kinard

**Human Rights Commission:** Harriett Jenkins; Jessica M. Gilbert; Stanley Goldberg; Eeshan V. Melder; Nancy

Morrison O' Connor; Daniel S. Ehrenberg

**Victim Services Advisory Board:** Kay Cummins; Patricia S. Lupson; Charles M. Floyd; Linda G. Meyer; Steven N. Wilkerson

**Cable Communications Advisory Committee:** Jeffrey Krauss; Vans Stevenson

**Committee Evaluation and Review Board:** Susan Cheney; Jacqueline D'Alessio; Michael J. Garr; April Hill-

Addison; Betsey W. Jett; Jack Meltzer; Howard R. Philips; Richard Stoll; Michael J. Wilson

### **COUNCIL SEEKS APPLICANTS FOR POSITION OF CHAIRMAN OF THE MONTGOMERY COUNTY PLANNING BOARD**

**Deadline Noon, May 31, 2002**

The Montgomery County Council is seeking applicants to succeed Arthur Holmes, Jr. as Chairman of the Montgomery County Planning Board. Mr. Holmes' term will expire on June 14, 2002, and he is ineligible for reappointment.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. This position can be filled by a Democrat (D), Republican (R), or an Independent (I). Current members are: Arthur Holmes, Jr. Chairman (D), Allison Bryant (R), Wendy Collins Perdue (D), John Robinson (D), and Meredith K. Wellington (R). In appointing a Chairman for the Board, the Council will establish the salary for the Chairman within a range of \$120,000 to \$150,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission. Some of the Board's responsibilities with regard to planning are: 1) preparation and amendment of the County General Plan; 2) preparation and amendment of the Master Plans and functional plans; 3) formulation of subdivision regulations; 4) preparation of or recommendations on Text Amendments to the Zoning Ordinance; 5) implementation of the subdivision process by reviewing and approving all preliminary plans, site plans, and other plans for development; 6) advice on the planning implication of capital facilities and programs of the County Government, Montgomery College, WSSC and Montgomery County Public Schools; and 7) approval of the work program and the annual operating budget for the Park and Planning Department and Central Administrative Services.

The Planning Board sits as the Park Commission and approves the annual operating budget and Capital Improvements Program for the County park system, land acquisition contracts and major development contracts for parks, development plans for individual park facilities, policies for park operations, and park user fees. These functions require a meeting at least once each month.

The Montgomery County Planning Board meets all day every Thursday. The entire Maryland-National Capital Park and Planning Commission meets the second Wednesday of every month. Two full days a week are spent in meetings. Substantial additional time is required for preparatory work and other activities related to Planning Board responsibilities.

The Chairman's responsibilities are to perform a leadership role with respect to the Montgomery County portion of the Commission as well as to chair the meetings of the Planning Board; to assist in developing overall vision and direction for the Commission; to oversee the functioning of the Montgomery County Planning Board staff; to provide guidance on preparation of budgets by Park and Planning Department staff for presentation to the Board; to represent the Planning Board at official meetings; to present the Planning Board's position, especially before the County Council; and to serve as Chairman or Vice Chairman of the Maryland-National Capital Park and Planning Commission as well as to carry out other customary duties of the office.

Letters expressing interest in being considered for the position, including a resume, should be addressed to Council President Steven A. Silverman and must be **received** in the Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, **no later than noon on Friday, May 31, 2002**. It is the Council's policy not to consider applications received after the deadline. After the May 31 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in June or July.

The names of all applicants are published and available for public review, and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income, and family property interests will be required of all applicants; only the candidate appointed will be required to make the financial statement available to the public.

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## **COMMITTEE STUDYING SALARIES OF ELECTED OFFICIALS SEEKS PUBLIC INPUT**

On January 29, 2002, the Montgomery County Council appointed an eight-member advisory committee to study the salaries of the County Executive, Sheriff, State's Attorney, and County Council.

The salaries of these officials are set in law and cannot be changed during their terms. A new term for these offices will begin on December 2, 2002.

The committee is seeking written comments from county residents on the compensation package for the officials listed above.

The current compensation packages are:

Official	2002 Salary
County Executive	\$124,302
Council President	\$74,314
Council member	\$67,557
State's Attorney	\$118,898
Sheriff	\$96,741

You may send your comments by mail to Jean Arthur, Council Office Building, 100 Maryland Avenue, 5<sup>th</sup> Floor, Rockville, MD 20850 or electronically to [jean.arthur@co.mo.md.us](mailto:jean.arthur@co.mo.md.us). 240-777-7934

Deadline for comments is March 22, 2002